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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

APPLETON PICKETT,

Civil No. 09-689-TC

Plaintiff,

v.

MAX WILLIAMS, et al.,

ORDER

Defendants.


HOGAN, District Judge.

Plaintiff's "Order to show cause for preliminary injunction and temporary restraining order" is denied on the ground that plaintiff has not established the requisite "irreducible minimum," that he has a fair chance of success on the merits. Stanley v. University of Southern California, 13 F.3d 1313, 1319 (9<sup>th</sup> Cir. 1994), quoting Martin v. International Olympic Committee, 740 F.2d 670, 674-675 (9<sup>th</sup> Cir. 1994); Committee of Cent. American Refugees v. I.N.S., 795 F.2d 1434, 1437 (9<sup>th</sup> Cir. 1986); see also Lancor v. Lebanon Housing Authority, 760 F.2d 361, 362 (1<sup>st</sup> Cir.

1985) (the probability of success on the merits is the critical standard in determining the propriety of preliminary relief).

IT IS SO ORDERED.

DATED this 30<sup>th</sup> day of June, 2009.

  
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Michael R. Hogan  
United States District Judge